

**IN THE UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF ALABAMA
EASTERN DIVISION**

GINGER DAYTON, an individual;)
)
Plaintiffs,)
)
vs.)
)
STEVEN CHAD TAGGART, et al.;)
)
Defendants.)

Civil Action No.:
3:07CV599-MEF

PLAINTIFF'S MOTION IN LIMINE

COMES NOW the Plaintiff, through counsel, and respectfully request an Order preventing and excluding the Defendant from offering, attempting to offer and/or discussing any of the following matters and/or issues at the trial of the above referenced case:

1. Any reference to the Plaintiff's character, past crimes, wrongs or acts. Evidence of one's character, past crimes, wrongs or acts is inadmissible to prove the character of the person in order to show action in conformity therewith. FRCP 404(a)(b).
2. Any testimony, reference or discussion related to documents which are not properly authenticated and admitted into evidence.
3. Any reference or discussion about previous injuries and/or medical conditions, which arose before the date of this accident, which the Defendant has not shown through sworn medical testimony to have contributed to the Plaintiff's current physical condition.

WHEREFORE, Plaintiff respectfully requests an Order granting the Plaintiff's Motion in Limine.

Respectfully submitted,

/s/ Richard F. Horsley
Richard F. Horsley HOR023
Attorney for Plaintiff

OF COUNSEL:

KING, HORSLEY & LYONS, LLC
1 Metroplex Drive, Suite 280
Birmingham, Alabama 35209
(205) 871-1310

CERTIFICATE OF SERVICE

____ I hereby certify that I have served a copy of the above and foregoing Motion on all counsel of records listed below by placing a copy of same in the United States Mail, first class, postage pre-paid on this the 28th day of July, 2008.

Christopher Rogers, Esquire
Huie, Fernambucq & Stewart
Three Protective Center, Suite 200
2801 Hwy 280 South
Birmingham, Alabama 35223-2484

/s/ Richard F. Horsley
OF COUNSEL